

1 Sean P. Reis (Cal. Bar. No. 184044)
 EDELSON MCGUIRE, LLP
 2 Lakeview Tower
 30021 Tomas Street, Suite 300
 3 Rancho Santa Margarita, CA 92688
 Telephone: (949) 459-2124
 4 Facsimile: (949) 459-2123
 sreis@edelson.com

5 *Attorneys for Plaintiffs,*
 6 JEFFREY AND JENIFER SCHULKEN

7 GEORGE G. WEICKHARDT (SBN 58586)
 WENDY C. KROG (SBN 257010)
 8 ROPERS, MAJESKI, KOHN & BENTLEY
 201 Spear Street, Suite 1000
 9 San Francisco, CA 94105-1667
 Telephone: (415) 543-4800
 10 Facsimile: (415) 972-6301
 gweickhardt@rmkb.com
 11 wkrog@rmkb.com

12 *Attorneys for Defendant,*
 JPMORGAN CHASE BANK, N.A.
 13 [additional counsel appear on signature page]

14 **IN THE UNITED STATES DISTRICT COURT**
FOR THE NORTHERN DISTRICT OF CALIFORNIA
 15 **SAN JOSE DIVISION**

16 JEFFREY SCHULKEN AND JENIFER)	CASE NO. 5:09-cv-02708-LHK
SCHULKEN, individually and on behalf of a)	
17 class of similarly situated individuals,)	STIPULATION AND PROPOSED—
Plaintiffs,)	ORDER TO CONTINUE
18 v.)	DISCOVERY DEADLINES
19 WASHINGTON MUTUAL BANK,)	
HENDERSON, NEVADA; JPMORGAN CHASE)	Fifth Am. Complaint filed: 10/14/2011
20 BANK, N.A.,)	Judge: Hon. Lucy H. Koh
Defendants.)	
21)	

22 WHEREAS, on October 13, 2011, the Court held a hearing on Plaintiffs' Motion for
 23 Class Certification which the Court took under advisement;

24 Whereas, on October 14, 2011, Plaintiffs Jeffrey and Jennifer Schulken ("Plaintiffs")
 25 filed their Fifth Amended Complaint, to which Defendant JPMorgan Chase Bank, N.A.
 26 ("Defendant") filed its Answer on October 28, 2011;

1 WHEREAS, on November 21, 2011, the Parties filed a stipulation seeking a
 2 continuation of discovery deadlines. (Dkt. 173.) The basis for the stipulation was that the
 3 Parties were not certain as to what expert discovery may be needed or relevant following this
 4 Court's ruling on Plaintiffs' Motion for Class Certification. The stipulation sought, in the
 5 interest of judicial economy and so that the Parties could focus discovery on relevant matters
 6 only, a 45-day extension of discovery and related deadlines, pending the Court's
 7 consideration of the motion for class certification;

8 WHEREAS, on November 22, 2011, this Court entered an Order modifying the
 9 Parties' proposed stipulated schedule and setting the following dates:

10	Additional expert disclosures:	January 6, 2012
11	Additional rebuttal expert disclosures:	January 20, 2011
12	Discovery cut-off:	February 27, 2012
13	Deadline for additional dispositive motions:	March 5, 2012
14	Hearing on dispositive motions:	April 12, 2012, at 1:30 pm
15	Pretrial conference:	May 30, 2012, at 2:00 pm
16	Trial:	June 18, 2012, at 9:00 am. Trial length is estimated at 10 days.

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 18 (Dkt. 174.)

19 WHEREAS, the Parties remain uncertain as to what expert discovery may be needed
 20 or relevant following this Court's ruling on Plaintiffs' Motion for Class Certification;

21 WHEREAS, the Parties continue to explore settlement possibilities with the
 22 knowledge and understanding that the Court is not inclined to continue the deadlines based on
 23 that reason alone;

24 WHEREAS, in the interest of judicial economy and so that the Parties may focus
 25 discovery on relevant matters only, the Parties seek an additional 30 day extension of certain
 26 of the relevant deadlines, and propose new deadlines as follows (without any change to the
 27 Pretrial Conference or Trial dates):

1 Additional expert disclosures: February 3, 2012
2 Additional rebuttal expert disclosures: February 17, 2012
3 Discovery cut-off: March 28, 2012
4 Deadline for additional dispositive motions: April 6, 2012
5 Hearing on dispositive motions: May 17, 2012, at 1:30 pm
6 Pretrial conference: May 30, 2012, at 2:00 pm
7 Trial: June 18, 2012, at 9:00 am. Trial length
8 is estimated at 10 days.

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10 This Stipulation is made in good faith and not for the purposes of delaying this
11 litigation.
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1 Respectfully submitted,

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3 Dated: December 30, 2011

4 By: /s/ Sean Reis

5 Sean P. Reis (Cal. Bar. No. 184044)
6 EDELSON MCGUIRE, LLP
7 Lakeview Tower
8 30021 Tomas Street, Suite 300
9 Rancho Santa Margarita, CA 92688
Telephone: (949) 459-2124
Facsimile: (949) 459-2123
sreis@edelson.com

10 *Attorneys for Plaintiffs,*
JEFFREY AND JENIFER SCHULKEN

Dated: December 30, 2011

By: /s/ Victoria Collado

George G. Weickhardt (SBN 58586)
Wendy C. Krog (SBN 257010)
ROPERS, MAJESKI, KOHN & BENTLEY
201 Spear Street, Suite 1000
San Francisco, CA 94105-1667
Telephone: (415) 543-4800
Facsimile: (415) 972-6301
Email: gweickhardt@rmkb.com
wkrog@rmkb.com

LeAnn Pedersen Pope
Victoria R. Collado
Tiffany Sorge-Smith
BURKE, WARREN, MACKAY &
SERRITELLA, P.C.
330 North Wabash, 22nd Floor
Chicago, IL 60611
Telephone: (312) 840-7000
Fax: (312) 840-7900
Email: lpope@burkelaw.com
vcollado@burkelaw.com
tsorgesmith@burkelaw.com
Admitted *Pro Hac Vice*

Attorneys for Defendant,
JPMORGAN CHASE BANK, N.A.

ORDER

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20 Pursuant to the stipulation,
21 IT IS SO ORDERED.

22 Dated: January 3, 2012


UNITED STATES DISTRICT JUDGE LUCY H. KOH